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May 23, 1955.

NEW HAMPSHIRE LAW LIBRARY

SEP 22 1998

CONCORD, N.H.

Gardner C. Turner, Esq.
United States Senate
Committee on Appropriations
Washington 25, D. C.

Dear Sir:

You have requested our advice as to the proper disposition of funds in the custody of the Industrial School, belonging to boys or girls, as former inmates, whose present whereabouts is unknown.

It is the opinion of this office that a petition should be filed with the Superior Court, under the provisions of Revised Laws, chapter 416, section 10, which reads as follows:

"10. Other Funds. Upon petition by the holder of any fund which is payable and unclaimed, the superior court, after notice and hearing, may decree such payment thereof to the state treasurer."

Sections 11 and 12 of the said chapter 416 further provide that the treasurer holds said funds subject to payment to the owner upon the order of the court and after fifteen years the court may finally order escheat to the state.

If I may be of any further assistance in this matter please do not hesitate to call on me.

Very truly yours,

Arthur E. Bean, Jr.
Assistant Attorney General

AEB, Jr/L

cc - Ed East